

**Notice of Allowability**

Application No.

10/694,102

Applicant(s)

GERBER ET AL.

Examiner

Daniel L. Hoang

Art Unit

2136

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/31/07.
2. ☒ The allowed claim(s) is/are 35,38,43,48 and 52.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

NASSER MOAZZAMI  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100

1128,08

## **DETAILED ACTION**

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with J. Kyle Komenda on 1/28/08.

The application has been amended as follows:

In the claims:

Claim 43:

Line 1: "An article comprising a computer-readable medium" has been changed to --An article comprising a computer-readable storage medium--.

## **ALLOWANCE**

1. Claims 35-52 were previously pending as per the previous office action.
2. Claims 36-37, 39-42, 44-47, and 49-51 have been cancelled.
3. Claims 35, 43, 48 have been amended to include the previously allowable subject matter contained in the currently cancelled claims 37, 47, 51.
4. Claims 35, 38, 43, 48, 52 are allowed.

## **REASONS FOR ALLOWANCE**

**Prior art was found which disclosed:**

*A method for preventing a program on a computer from using data transmitted by the computer to a website, comprising:  
identifying a first set of codes, each code in the first set of codes associated with a human-*

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*readable label for presentation to a user of the computer, the first set of codes including a first code associated with a first human-readable label;  
generating a first set of encrypted codes corresponding to the first set of codes, the first set of encrypted codes including a first encrypted code corresponding to the first code;  
sending, to the computer, the first set of encrypted codes and the human-readable label associated with each code in the first set of codes;  
receiving, from the computer, at least one encrypted code from the first set of encrypted codes, the at least one encrypted code representing a selection by the user, the received at least one encrypted code including the first encrypted code;  
identifying a second set of codes, each code in the second set of codes associated with a human-readable label for presentation to the user of the computer, the second set of codes including the first code; and  
generating a second set of encrypted codes corresponding to the second set of codes, the second set of encrypted codes including a second encrypted code corresponding to the first code, the second encrypted code different from the first encrypted code.*

(e.g. Doljack (US Patent No. 6442276))

**The following is an examiner's statement of reasons for allowance:**

The prior art of record does not teach or render obvious the limitations as recited in dependent claims 35 and 36 of the previously submitted claims, specific to

*"wherein generating the first set of encrypted codes comprises performing an encryption process utilizing a first encryption key identification code, and wherein generating the second set of encrypted codes comprises performing the encryption process utilizing a second encryption key identification code different from the first encryption key identification code."*

*and*

*"sending, to the computer concurrently with sending the first set of encrypted codes, the first encryption key identification code; receiving, from the computer concurrently with receiving the at least one encrypted code from the first set of encrypted codes, the first encryption key identification code; and sending, to the computer concurrently with sending the second set of encrypted codes, the second encryption key identification code."*

5. *Applicant's amendments of the independent claims 35, 43, and 48 to include the above subject matter of claim 35-36 render said independent claims allowable.*
6. *Claims 38 and 52 depend on independent claims 35 and 48 respectively. Dependent claims are allowable as they depend from an allowable independent claim.*
7. *Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee.*

*Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance".*

### POINTS OF CONTACT

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Daniel L. Hoang whose telephone number is 571-270-1019. The examiner can normally be reached on monday-thursday/friday, 7:30--5 EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nasser Moazzami can be reached on 571-272-4195. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



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1/28/08

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